

Express Mail Receipt No. EQ917022693US
Deposited on December 14, 2006

PATENT
Dkt. OKC00480.US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: **David A. Bernard, William Christian, Scott Harris, and Keith Mosttler**
Assignee: **PROFESSIONAL TOOL MANUFACTURING, LLC**
Application No.: **10/529,426** Group No.: **3723**
Filed: **March 25, 2005** Examiner: **M. Rachuba**
For: **DRILL SHARPENER** Notice of Allowance mailed: **September 18, 2006**

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL OF PAYMENT OF ISSUE FEE (37 C.F.R. § 1.311)
AND PAYMENT OF PUBLICATION FEE ((37 C.F.R. § 1.211(e))

1. Applicant hereby pays the issue fee for the attached Issue Fee Transmittal PTOL-85.
2. Applicant
 - A. Asserted small entity status in this application on March 25, 2005 by submission of a written assertion of small entity status (37 C.F.R. § 1.27(c)(1))

It is confirmed that small entity status for this application has been checked and it is still in effect and is being asserted.

3. Fee: Application status is small business entity with a utility fee of \$700.00.
4. Applicant hereby pays the publication fee for this application.
5. The publication fee set forth in § 1.18(d) (\$300.00) is required by 37 C.F.R. § 1.211(e).
6. Payment of fee:

Authorization is hereby made to charge the amount of \$1,000.00 to Credit card as shown on the attached credit card information authorization form PTO-2038.

Charge any additional fees required by this paper or credit any overpayment to Deposit Account No. 06-0540.

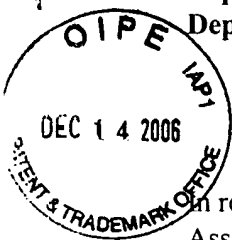
Date: 12/14/06

Respectfully submitted,

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COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Sir:

This paper is filed in response to the Examiner's Statement of Reasons for Allowance included in the Notice of Allowability mailed September 18, 2006.

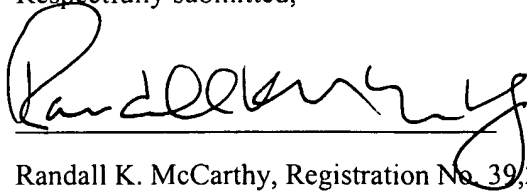
REMARKS

The Applicant gratefully acknowledges allowance of the case by the Examiner, but affirmatively denies any acquiescence to the Statement(s) of Reasons for Allowance. The Applicant respectfully submits that the allowed claims meet the requirements of patentability over the art of record, and it is on this basis that the patent grant is proper. The Applicant traverses any view that the patentability of the claims was required by any particular feature, or by all of the features, set forth in the allowed claims. Thus, the

statements and characterizations by the Examiner with regard to the reasons for allowance are expressly denied and will have no preclusive effect on the construction and scope of the claims.

Respectfully submitted,

Date: 12/14/06

A handwritten signature in black ink, appearing to read "Randall K. McCarthy", written over a horizontal line.

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